

LeClairRyan, A Virginia Professional Corporation

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Attorneys for Joel S. Greene and Montville Holdings V, LLC

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
(NEWARK VICINAGE)**

In re

Chapter 11

TARRAGON CORPORATION, et al.

Case No. 09-10555-DHS

Debtors.

**NOTICE OF APPEARANCE, REQUEST FOR
SERVICE OF PAPERS AND PRESERVATION OF RIGHTS**

To: See annexed Service List

PLEASE TAKE NOTICE that LeClairRyan, A Virginia Professional Corporation, enters its appearance as attorneys for **Joel S. Greene and Montville Holdings V, LLC**, creditors and holders of claims, and adverse parties in interest, in this chapter 11 bankruptcy case of Tarragon Corporation.¹ Our notice information is as follows:

LeClairRyan, A Virginia Professional Corporation

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¹ Joel S. Greene and Montville Holdings V, LLC assert claims against, *inter alia*, Tarragon Corporation and other related non-debtor party defendants based on (a) declaratory judgment as to legal and beneficial title to real properties including review of fraudulent conduct, (b) breaches of fiduciary duties and aiding and abetting violations of those fiduciary duties, (c) imposition of constructive trust and (d) violations of state laws of Unfair Trade Practices Act (CT.) in that action pending in Superior Court, State of Connecticut entitled, Joel S. Greene, et al. vs. John Voloshin, et al., Tarragon Corporation, et al., Docket No. HHD-X07-CV-06-5008307S (Superior Ct., at Hartford).

REQUEST IS HEREBY MADE pursuant to Bankruptcy Rules 2002, 9007 and 9010 that all notices given or required to be given in this case, and all papers, pleadings, motions or applications served or required to be served in this case or any adversary proceeding filed in connection therewith, shall be directed to and served upon the above-referenced counsel.

PLEASE TAKE FURTHER NOTICE that the foregoing request includes not only the notices and papers filed in the proceeding specified above, but also includes, without limitation, orders and notices of any application, motion, petition, pleading, request, suggestion, complaint or demand, whether formal or informal, whether written or oral, and whether transmitted and conveyed by mail, delivery, telephone, telegraph, telex or otherwise, which may affect or seek to affect in any way the rights or interests of Joel S. Greene or Montville Holding, LLC with respect to the Chapter 11 Debtor or the property or proceeds in which the Chapter 11 Debtor may allege any claim or any interest at law, in equity or by operation of statute.

PLEASE TAKE FURTHER NOTICE that neither this Notice of Appearance nor any later appearance, pleading, claim, or suit waives **(1)** the right to have final orders in non-core matters entered only after *de novo* review by a District Court Judge, **(2)** the right to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding, contested matter related to this case, **(3)** the right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal, or **(4)** any rights, claims, actions, defenses, setoffs or recoupments, under agreements, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs and recoupments are expressly reserved.

Dated: Newark, New Jersey
February 5, 2009

LeClairRyan, a Virginia Professional
Corporation, Attorneys for Joel S. Greene and
Montville Holdings V, LLC

By: /s/ Jeffrey Marley Zalkin
Jeffrey Marley Zalkin

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(NEWARK VICINAGE)

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TARRAGON CORPORATION, et al.

Case No. 09-10555-DHS

Debtors.

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